

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.**

Crl. Misc. No. 76818-M of 2006

DATE OF DECISION : 08.12.2006

Shamsher Singh

.... PETITIONER

Versus

State of Punjab

..... RESPONDENT

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. Mohd. Yousaf, Advocate,
for the petitioner.

* * *

Petitioner Shamsher Singh has filed this petition under Section 438 of the Code of Criminal Procedure for the grant of anticipatory bail in case FIR No. 16 dated 18.3.2004 under Sections 406, 420 IPC, registered at Police Station Bhogpur, District Jalandhar, as on 29.9.2006, on account of his non-appearance in spite of last opportunity, his regular bail has been cancelled and he has been summoned through nonailable warrants.

I have heard counsel for the petitioner and perused the zimni orders.

From the zimni orders, it appears that the petitioner was not appearing and even one witness, who was present on earlier date, was not cross-examined and last opportunity was granted subject to payment of costs. In spite of that, the petitioner did not appear. In these circumstances, Additional Sessions Judge, while rejecting the application for grant of anticipatory bail filed by the petitioner, has rightly observed that the petitioner is deliberately delaying the proceedings.

Dismissed.

December 08, 2006
ndj

**(SATISH KUMAR MITTAL)
JUDGE**